

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

HOOPA VALLEY TRIBE,

No. 1:20-CV-01814-DAD-EPG

Plaintiff,

v.

UNITED STATES BUREAU OF  
RECLAMATION, et al.,

ORDER GRANTING FEDERAL  
DEFENDANTS' UNOPPOSED MOTION TO  
STAY

Defendant.

(Doc. No. 47)

The matter is before the court on the Federal Defendants' unopposed motion to stay. This court, in its sole discretion, can stay this litigation pursuant to its inherent power to control its own docket. *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936). When reviewing a stay request, courts generally consider five factors:

- 21        1.        the interest of the plaintiffs in proceeding expeditiously with  
22                  this litigation or any particular aspect of it, and the potential  
                prejudice to plaintiffs of a delay;
- 23        2.        the burden which any particular aspect of the proceedings  
24                  may impose on defendants;
- 25        3.        the convenience of the court in the management of its cases,  
                and the efficient use of judicial resources;
- 26        4.        the interests of persons not parties to the civil litigation; and
- 27        5.        the interest of the public in the pending civil and criminal  
                litigation.

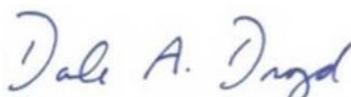
1       *Keating v. Office of Thrift Supervision*, 45 F.3d 322, 324-25 (9th Cir. 1995). Applying these  
2 factors to this case, a stay is appropriate. Because a stay is “efficient for [the court’s own  
3 docket]” and is “the fairest course for the parties,” *Mediterranean Enters., Inc. v. Ssangyong*  
4 *Corp.*, 708 F.2d 1458, 1465 (9th Cir. 1983), the Federal Defendants’ requested relief will be  
5 granted.

6           Accordingly, it is hereby ORDERED that:

- 7           1.       The Federal Defendants’ unopposed motion to stay (Doc. No. 47) is GRANTED;  
8           2.       This matter is STAYED for a period of 60-days;  
9           3.       The Federal Defendants shall file a status report on May 12, 2021, informing the  
10 court whether it wishes to proceed with its motion to dismiss, or whether it needs additional time  
11 under the stay.

12           IT IS SO ORDERED.

13           Dated: March 15, 2021

  
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UNITED STATES DISTRICT JUDGE

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